

PATENT APPLICATION  
U.S. Patent Application No. 10/567,940  
International Application No. PCT/US04/25914  
Attorney Docket No. PP019817.0003

**Express Mail Label No.: EV 525254662 US      Date: September 27, 2006**

**IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)**

In re Application of:

Feng XU

U.S. Serial No.: 10/567,940

Confirmation No.: 4572

Int'l. Appln. No.: PCT/US04/25914

Group Art Unit: To Be Assigned

Int'l. Filing Date: August 12, 2004

Examiner: To Be Assigned

For: INACTIVATED HOST CELL DELIVERY OF POLYNUCLEOTIDES  
ENCODING IMMUNOGENS

**RESPONSE TO THE NOTIFICATION OF MISSING REQUIREMENTS**  
**UNDER 35 U.S.C. 371**

Mail Stop PCT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the "Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US)", mailed August 24, 2006 from the United States Patent and Trademark Office, enclosed herewith are the following documents to complete the missing requirements in the above-identified application:

- ☒ **RETURN COPY OF NOTIFICATION OF MISSING REQUIREMENTS**
- ☒ **EXECUTED DECLARATION (3 pages)**
- ☐ **ADDITIONAL CLAIM FEES of \$\_\_\_\_\_ (included in the enclosed check)**
- ☐ **CHECK NO. \_\_\_\_\_ in the amount of \$\_\_\_\_\_ to cover the above-identified fees.**
- ☒ **RETURN RECEIPT POSTCARD**

The Commissioner is hereby authorized to charge any additional fees or credit any overpayment associated with this communication and which may be required under 37 C.F.R. §§ 1.16 and 1.17 to Deposit Account No. 03-1664.

Respectfully submitted,  
NOVARTIS VACCINES AND DIAGNOSTICS, INC.

Date: September 27, 2006

By: 

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## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
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U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/567,940	Feng Xu	PP0198170003

INTERNATIONAL APPLICATION NO.
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PCT/US04/25914

I.A. FILING DATE	PRIORITY DATE
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08/12/2004

08/13/2003

27476  
 Chiron Corporation  
 Intellectual Property - R440  
 P.O. Box 8097  
 Emeryville, CA 94662-8097

CONFIRMATION NO. 4572

371 FORMALITIES LETTER



\*OC000000020160668\*

Date Mailed: 08/24/2006

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 02/09/2006
- Copy of the International Search Report filed on 02/09/2006
- Preliminary Amendments filed on 02/09/2006
- Information Disclosure Statements filed on 02/09/2006
- U.S. Basic National Fees filed on 02/09/2006
- Priority Documents filed on 02/09/2006
- Specification filed on 02/09/2006
- Claims filed on 02/09/2006
- Abstracts filed on 02/09/2006

DOCKETED on/by 8/30/06/WRD  
 Atty. HIL PA  
 File # PP 19817 0003  
 Date 10/24/06 Ext 1255  
 3/24/07 - P50  
 missing requirements

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

A copy of this notice **MUST** be returned with the response.

DEBORAH D WILLIAMS

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PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/567,940	PCT/US04/25914	PP0198170003

FORM PCT/DO/EO/905 (371 Formalities Notice)